

~~Temporary~~  
Amended

7/11/07

Serial No. 75345

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office FEB 15 2007  
Returned to applicant for correction MAR 20 2007  
Corrected application filed FEB 22 2007 Map filed FEB 22 2007 under 75345

The applicant Elko Land and Livestock Company

Environmental Department, PO Box 669 of Carlin

Street and No. or P.O. Box No.

City or Town

Nevada, 89822

State and Zip Code No.

hereby make s application for permission to change the

Point of Diversion

of water heretofore appropriated under Permit 71428

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree

and identify right in Decree.

1. The source of water is Underground  
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed 3.79 cfs  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Industrial (Power Generation)  
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.
4. The water heretofore used for Industrial (Power Generation)  
If for stock state number and kind of animals.
5. The water is to be diverted at the following point TS Power Plant - TSPP 3

within the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 35, T34 N, R48 E, M.D.M., at a point from which the SE $\frac{1}{4}$  corner of Section 36, T34N, R48E, M.D.M. bears S 70°52'27" E a distance of 8427 feet.

Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing point of diversion is located within Barrick Mine - BVI 1

If point of diversion is not changed, do not answer.

within the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 5, T35 N, R49 E, M.D.M., at a point from which the SE corner of Section 31, T36N, R49E, M.D.M. bears N 31°44'28" E a distance of 2133 feet.

7. Proposed place of use. Same as Existing

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

Sections 11, 12, 13, 14, 15, 22, 23, and that portion of N½, Section 27 within Boulder Flat (061), T33N, R48E, M.D.M.; Eureka County

## 8. Existing place of use.

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated.

Sections 11, 12, 13, 14, 15, 22, 23, and that portion of N½, Section 27 within Boulder Flat (061), T33N, R48E, M.D.M.; Eureka County

If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled, cased well with motor and pump, totalizing flow meter, and pipeline to the place of use.  
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works. \$100,000 (one hundred thousand dollars)

13. Estimated time required to construct works. one year

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use. one year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Sufficient annual volume is being changed by this set of applications to accommodate about 3600 gpm for aquifer testing at the point of diversion and initial subsidence testing under a waiver filed herewith, followed by up to about 4450 gpm water production and consumptive use at the place of use. Existing place of use per map filed under 7142. TSPP-1 map

775-778-4318

Phone No.

February 21, 2007

By Scott Paine, Water Rights Administrator

Print or type name clearly

Signature, applicant or agent

Environmental Department, PO Box 669

Street and No., or P.O. Box No.

Carlin, Nevada 89822

City, State, Zip Code No.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

\$100 FILING FEE MUST ACCOMPANY APPLICATION

(09-1583A (Rev. 11-99))

WITHDRAWN BY APPLICANT

MAY 23 2007

Tony Tyle P.E. STATE ENGINEER